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2006 APR 27 PM 3:39

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10 UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
11 SAN FRANCISCO DIVISION

12 UNITED STATES OF AMERICA,) No. CR 06-0191 WHA
13 Plaintiff,) STIPULATION AND [PROPOSED]
14 v.) ORDER EXCLUDING TIME FROM
15 THOMAS ANTHONY BYNUM,) APRIL 27, 006 THROUGH MAY 9, 2006
16 Defendant.) FROM CALCULATIONS UNDER THE
17) SPEEDY TRIAL ACT (18 U.S.C. § 3161)

18 On April 27, 2006, the parties appeared before the Honorable James Larson for initial
19 appearance in federal court of the defendant and for arraignment on the indictment. The
20 defendant was personally present and released on bond. Juliana Drouse, Esq., appeared on behalf
21 of the defendant. The United States was represented by Assistant United States Attorney Gregg
22 W. Lowder.

23 The matter was continued for initial appearance before the Honorable William Alsup,
24 United States District Judge, for initial appearance on Tuesday, May 9, 2006 @ 2:00 p.m.

25 The parties agree and seek to exclude time from calculations under the Speedy Trial Act,
26 18 U.S.C. § 3161, from April 27, 006 through May 9, 2006 in order allow time to effectively
27 prepare in light of the provision of discovery to the defense by the prosecution. The parties
28 request the Court to find and order that the time from April 27, 006 through May 9, 2006 2006

Order re Speedy Trial Exclusion of Time
CR 06-0191 WHA

1 be excluded from calculations under the Speedy Trial Act, 18 U.S.C. § 3161, for the following
2 reasons:

- 3 1. The attorney for the defendant has just made her initial appearance in Court, is in the
4 process of receiving initial discovery from the government and needs time to review that
5 discovery in order to be effectively prepared to represent the defendant; and the attorney
6 for the defendant believes an exclusion of time from calculations under the Speedy Trial
7 Act is necessary to allow the defense to effectively prepare, is in the defendant's best
8 interests and is with the defendant's consent; the attorney for the defendant agrees that the
9 exclusion of time from April 27, 006 through May 9, 2006 is appropriate under the
10 Speedy Trial Act, 18 U.S.C. § 3161(h)(8)(B)(iv);
11 2. The defendant joins in the request to exclude time April 27, 006 through May 9, 2006
12 for the reasons stated above; and

13 Given these circumstances, the Court orders a initial appearance before the Honorable
14 William Alsup, United States District Judge, on Tuesday, May 9, 2006 at 2:00 p.m., and finds
15 and orders that the ends of justice served by excluding from calculations the period from April
16 27, 006 through May 9, 2006 outweigh the best interests of the public and the defendant in a
17 speedy trial, pursuant to the Speedy Trial Act, 18 U.S.C. § 3161(h)(8)(B)(iv), and the time from is
18 ordered excluded from calculations under the Speedy Trial Act, 18 U.S.C. § 3161.

19 **SO STIPULATED:**

20 DATED: 4/27/06



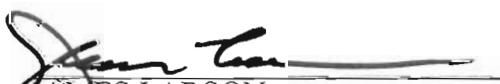
JULIANNE DROUSE
Attorney for Defendant

23 DATED: 4/27/06

/s/
GREGG W. LOWDER
Assistant United States Attorney

25 **IT IS SO ORDERED.**

27 DATED: 4-27-06



JAMES LARSON
United States District Court Judge